

DEC 27 2004

Atty Docket No. 023070-149620US

PTO FAX NO.: 571-273-8300

ATTENTION: Examiner Lankford Jr., Leon B.

Group Art Unit 1651

OFFICIAL COMMUNICATION
FOR THE PERSONAL ATTENTION OF
EXAMINER Lankford Jr., Leon B.

CERTIFICATION OF FACSIMILE TRANSMISSION

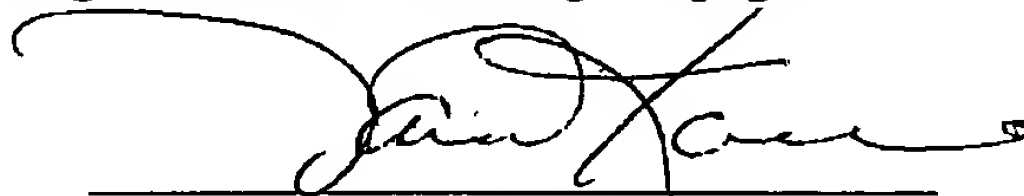
I hereby certify that the following documents in re Application of John H. CROWE et al., Application No. 09/927,760, filed August 9, 2001 for EUKARYOTIC CELLS AND METHOD FOR PRESERVING CELLS are being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Documents Attached

1. Response to Restriction Requirement;
2. Fee Transmittal SB/17;
3. Petition for One Month Extension of Time (SB/22;

Number of pages being transmitted, including this page: 5

Dated: 12/27/04



Dana Kane

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RETURN FACSIMILE AT (415) 576-0300***

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, Eighth Floor
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PTO/SB/17 (12-04)

Effective on 12/08/2004.
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL For FY 2005

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 60)

Complete If Known

Application Number	09/927,760
Filing Date	August 9, 2001
First Named Inventor	CROWE, John H.
Examiner Name	Lankford Jr., Leon B.
Art Unit	1651
Attorney Docket No.	023070-149620US

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____
☒ Deposit Account Deposit Account Number: 20-1430 Deposit Account Name: Townsend and Townsend and Crew LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee
☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

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FEE CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES Small Entity		SEARCH FEES Small Entity		EXAMINATION FEES Small Entity		Fees Paid (\$)
	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Small Entity	
	Fee (\$)	Fee (\$)
Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent	50	25
Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent	200	100
Multiple dependent claims	360	180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims	Fee (\$)	Fee Paid (\$)
-20 or HP = _____ x _____ = _____						
HP = highest number of total claims paid for, if greater than 20						
Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)			
-3 or HP = _____ x _____ = _____						
HP = highest number of independent claims paid for, if greater than 3						

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 = _____ / 50 = _____ (round up to a whole number) x _____ = _____				

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other: Extension for reply within first month

Fees Paid (\$)

60

SUBMITTED BY

Signature		Registration No. (Attorney/Agent) 35,551	Telephone 415-576-0200
Name (Print/Type)	Laurence J. Hyman		Date 12/27/04

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TOWNSEND and TOWNSEND and CREW LLP

By: 

Dana Kane

PATENT

Attorney Docket No.: 023070-149620US

Client Ref. No.: 2001-515-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

John H. CROWE et al.

Application No.: 09/927,760

Filed: August 9, 2001

For: EUKARYOTIC CELLS AND
METHOD FOR PRESERVING CELLS

Customer No.: 20350

Confirmation No. 8265

Examiner: Lankford Jr., Leon B.

Technology Center/Art Unit: 1651

RESPONSE TO RESTRICTION
REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Restriction Requirement mailed October 26, 2004, Applicants
elect Group III, claims 16-24, with traverse.

CONCLUSION

In view of the foregoing, Applicants believe all claims now pending in this
Application are in condition for allowance. The issuance of a Notice of Allowance at an early
date is respectfully requested.